IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)
TUESDAY, THE TWENTY SECOND DAY OF FEBRUARY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE C.Y.SOMAYAJULU

WRIT PETITION NO : 14730 of 2004

Between:

1. M. A. Razzak, S/o. Late Mohd. Ibrahim
   R/o. H.No. 8-2--244 to 245, Panjagutta, Hyderabad.
2. Mohd Abdul Aziz, S/o. Mohd Abdul Razzak
   R/o. H.No. 8-2--244 to 245, Panjagutta, Hyderabad.
3. Mohd Abdul Rasheed s/o. Mohd Abdul Razzak
   R/o. H.No. 8-2--244 to 245, Panjagutta, Hyderabad.
4. Mohd Abdul Quddus S/o. Mohd Abdul Razzak,
   R/o. H.No. 8-2--244 to 245, Panjagutta, Hyderabad.

..... PETITIONERS

AND

1. The Municipal Corporation of Hyderabad rep. by its

Commissioner, Tank Bund Road, Hyderabad.
2. The Government of Andhra Pradesh, Revenue Department,

rep. by its Principal Secretary, Secretariat Buildings,

Hyderabad.
3. The District Collector, Hyderabad District.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed herein the High Court may be pleased to issue a Writ, order or direction, one more particularly in the nature of a Writ of Mandamus declaring the action of the 1st respondent in not receiving or considering the application of the petitioners seeking building permission in Plot No.8-D, Road No.3, Banjara Hills, Hyderabad forming part of S.No.129 (new S.No.403) corresponding to Municipal Nos. 8-2-272/54/A, 8-2-272/57/1, 8-2-272/57/2 & 8-2-272/57/3 by insisting on the production of a no objection certificate' from the 3rd respondent as being illegal, arbitrary, unconstitutional and contrary to law declared by this Hon'ble Court and consequently direct the 1st respondent to receive, consider and process the petitioners application for construction in the said plot without insisting on a no objection certificate from the 3rd respondent and issue sanction for the construction of the building in the said premises.(Prayer is amended as per Court Order dt.26.08.2004 in WPMP No.19443/04)

Counsel for the Petitioners: MR.S.NIRANJAN REDDY

Counsel for the Respondent No.1: SMT.G.JYOTHI KIRAN,S.C. for M.C.H.

Counsel for the Respondent Nos.2&3: G.P. FOR REVENUE.

The Court made the following :

-

-

-

O R D E R :

Learned Counsel for the petitioners submits that the writ petition has become infructuous.

Hence, the writ petition is dismissed as infructuous. No costs.

_____

C.Y.SOMAYAJULU, J.

Dated: 22nd February, 2005.

Cs

ASSISTANT REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

1. The Commissioner, Municipal Corporation of Hyderabad,

Tank Bund Road, Hyderabad.
2. The Principal Secretary, Government of Andhra Pradesh,

Revenue Department, Secretariat Buildings, Hyderabad.
3. The District Collector, Hyderabad District.

4. Two C.Cs. to the Government Pleader for Revenue, High Court

Buildings, Hyderabad. (O.U.T.)

5. Two C.D. copies

*Form-NIC-OGS/WP{**JGK**}*